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8  
9 UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

10 ANTONIO SANCHEZ OCHOA,

11  
12 Plaintiff,

13 vs.

No. 1:17-CV-03124-SMJ

SETTLEMENT STIPULATION

14 ED W. CAMPBELL, Director of Yakima  
County Department of Corrections;  
15 SCOTT HIMES, Chief of the Yakima County  
Department of Corrections; and  
16 YAKIMA COUNTY,

17 Defendants.

18 The parties reached agreement to settle this litigation according to this  
19 stipulation.

20 Yakima County agrees to change its policy related to immigration holds as  
21 follows:  
22  
23

1           1.     The terms of this agreement cover immigration civil administrative  
2 warrants only (to include immigration warrants, detainers, holds, or forms  
3 requesting detention such as the I-200, I-203, or I-247).

4           2.     This agreement shall become applicable upon an individual's  
5 entitlement to release from state criminal custody, whether upon resolution of the  
6 criminal charges, a dismissal of the criminal charges, posting of bail, or an order of  
7 release on recognizance.  
8

9           3.     Yakima County shall detain individuals in ICE custody pursuant to  
10 the intergovernmental agreement (IGA) only upon physical presentation from a  
11 credentialed federal immigration officer at the time the individual is otherwise  
12 entitled to release on the state charge and not on grounds of electronic presentment  
13 (e.g., electronic immigration forms or phone requests by ICE officers). This  
14 condition does not apply to individuals who are originally detained under proper  
15 ICE jurisdiction.  
16

17           4.     Yakima County will not publish the presence of a civil administrative  
18 immigration warrant or detainer on the public jail roster populated on the Yakima  
19 County Jail website. This condition does not apply to individuals who are  
20 originally detained under proper ICE jurisdiction or to individuals who are  
21 properly presented by immigration officials pursuant to the IGA and the terms of  
22 this agreement.  
23

1           5.     Yakima County shall not delay or extend the confinement of an  
2 individual who is otherwise entitled to release for the purpose of taking the  
3 individual into ICE custody.

4           6.     Yakima County agrees to pay \$25,000, inclusive of attorneys' fees,  
5 costs, and damages, to the trust account of plaintiff's counsel at CLS for the benefit  
6 of plaintiff to settle all claims in this matter. Plaintiff waives all claims to  
7 additional attorneys' fees, including any right to petition the Court for an award of  
8 reasonable attorneys' fees incurred herein or during the appeal of this matter.  
9


10           7.     Plaintiff shall dismiss this case with prejudice and without costs upon  
11 entry of this agreement and payment of the funds described above. Plaintiff  
12 releases the defendants, and each of them, with respect to all disputes known and  
13 unknown, to the fullest extent the law permits, arising out of or related in any way  
14 to the subject matter identified in this litigation.  
15

16           8.     Each person executing this agreement on behalf of another person or  
17 entity represents and warrants that he or she is fully authorized to execute and  
18 deliver this agreement on behalf of the person or entity for which he or she is  
19 signing. The parties hereby warrant to each other that each has full power and  
20 authority to enter into this agreement and to undertake the actions contemplated  
21 herein, and that this agreement is enforceable in accordance with its terms.  
22  
23

1 The parties, by their counsel, hereby consent to the terms and conditions of  
2 the agreement as set forth above and consent to the entry thereof.

3 DATED this 5<sup>th</sup> day of February, 2019

4  
5 NORTHWEST IMMIGRANT RIGHTS  
6 PROJECT

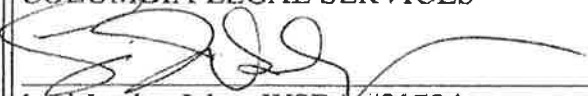
7   
8 Matt Adams, WSBA #28287

9 Leila Kang, WSBA #48048

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11 Attorneys for Plaintiff

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16 Attorneys for Plaintiff

17 MENKE JACKSON BEYER, LLP

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19 Kenneth W. Harper, WSBA #25578

20 Quinn N. Plant, WSBA #31339

21 Attorneys for Defendants

22  
23 SETTLEMENT STIPULATION - 4

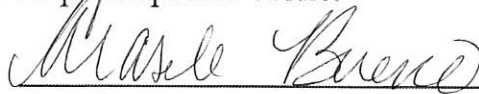
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CERTIFICATE OF SERVICE

I hereby certify that on this 6<sup>th</sup> day of February, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

|                          |   |
|--------------------------|---|
| Lori Jordan Isley        | <u>lori.isley@columbialegal.org,</u><br><u>cheli.bueno@columbialegal.org,</u><br><u>elvia.bueno@columbialegal.org</u> |
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And I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants: None.

  
Arasele Bueno